



08-26-4

IFW RCE 1772

PTO/SB/30 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request For Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/819,111
Filing Date	3/27/2001
First Named Inventor	Kirk P. Seward, et al.
Art Unit	1772
Examiner Name	Jane J. Rhee
Attorney Docket Number	IL-10625

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 12-0695

i. ☒ RCE fee required under 37 CFR 1.17(e) \$385.00

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Eddie E. Scott	Registration No. (Attorney/Agent)	25,220
Signature	<i>Eddie E. Scott</i>	Date	August 24, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Kathy Raymond	Date	August 24, 2004
Signature	<i>Kathy Raymond</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

08/26/2004 HUUNG1 00000086 120695 09819111
01 FC:2801 385.00 DA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kirk P. Seward, et al.

Attorney Docket No.: IL-10625

Serial No.: 09/819,111

Group Art Unit: 1772

Filed: 03/27/2001

Examiner: Jane J. Rhee

For: SHAPE MEMORY ALLOY/SHAPE MEMORY POLYMER TOOLS

**Commissioner for Patents
Alexandria, VA 22313-1450**

EXPRESS MAIL CERTIFICATE

Express Mail No.: EV283923788US

Date of Deposit: August 24, 2004

I hereby certify that the following attached:

1. Request for Continued Examination (RCE) Transmittal w/Express Mail Certificate (1 page)(original and copy)
2. Preliminary Amendent (18 pages)
3. Express Mail Certificate (1 page)
4. Return postcard

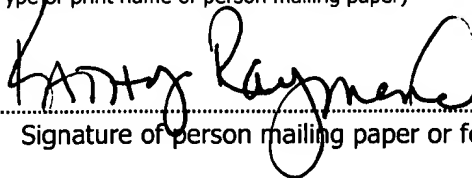
is being deposited with the United States Postal Service

"Express Mail Post Office to Addressee" service under 37 CFT 1.10 on the date indicated above and is addressed to:

Mail Stop RCE, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Kathy Raymond

(Type or print name of person mailing paper)



Signature of person mailing paper or fee



EXPRESS MAIL CERTIFICATE OF MAILING

Express Mail Certificate No. EV283923788US

I hereby certify that the *attached* correspondence comprising:

1. Preliminary Amendment (18 pages), 2. Return Postcard

is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" addressed to:

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on August 24, 2004

Kathy E. Raymond
Kathy E. Raymond

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Kirk P. Seward, et al.	Docket No. :	IL-10625
Serial No. :	09/819,111	Art Unit :	1772
Filed :	03/27/2001	Examiner :	Jane J. Rhee
For :	SHAPE MEMORY ALLOY/SHAPE MEMORY POLYMER TOOLS		

PRELIMINARY AMENDMENT

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

This is a preliminary amendment in a RCE Application. It comprises a response to the Office Action mailed June 15, 2004 in the parent application. Prior to examination, please amend the above-identified application as follows: